

Town Board Meeting

April 5, 2021

6:30 p.m.

Remote Meeting via www.zoom.com (id#: 879 0448 9643 password 462925)

Present: Supervisor Aaron, Councilor Tucker, Councilor McCormack, Councilor Alexander, Councilor Legg, Attorney Smith

Also, Present: Sue Murphy, Kim Benda, Miranda Robinson, Allan Wellington, Paula Powell, Jason Gabak (Skaneateles Press), Chris Buff, Robert Herrmann, Dessa Bergan, Sue Dove, Holly Gregg, Dave Belinski, Sherill Ketchum, Scott Palmer, Lynn Palmer, Bill Mahood, Chad Rogers, Bill Murphy, Tim Johnson, Fran McCormack, and Kim Peresse.

Highway, Water, Transfer Station: Highway Superintendent Allan Wellington reported in the Highway Department the plows had been out 2 times since the last meeting and 122 times for the season, compared to 128 times last season. The Highway crew had removed snowplow wings from trucks, patched potholes, cleaned up tree limbs that fell due to high winds, repaired lawns damaged by snowplows and repaired the parking lot on Gully Road. In the Water Department all fire hydrant winter marking stakes had been taken down, they repaired 2 damaged curb boxes on Mill Road, repaired a leaking by-pass line at the pressure reducing valve pit on Jordan Road. He also reported an app had been installed on their smart phones by Core and Main to program water meters and the rescue truck generator was being repaired by Jerome Fire Equipment. At the Transfer Station, a truck load of baled cardboard was picked up, some structural steel for the solar farm had arrived and they are starting to install conduit for the security cameras. He also reported a part-time position for the gate attendant at the Transfer Station had been advertised.

Supervisor Aaron stated a letter had been received from Carol DiSalvo and the NYS Department of Transportation stating the State will not consider lowering the speed limit on Route 20 from the Village line to Hillside Drive. Carol DiSalvo is asking the Town to put up a digital speed sign on this road to help with the speed of vehicles. Superintendent Wellington stated he spoke to the NYS DOT and they recommended if the Town put a speed sign up, they should have law enforcement as well. With this recommendation Mr. Wellington recommended that the Town not place the sign since the Town does not have law enforcement. Supervisor Aaron stated this is a State highway and we have only put up the speed signs on Town roads in the past.

Councilor Legg stated at the Transfer Station the shredding day is scheduled for Saturday April 17th and the Swap Shop is scheduled to start on Saturday the 24th. Steve Bryant had made a walking path to connect the Swap Shop area with the parking area and they had briefed Tom Potucek, gate attendant with the preparations for all the activity at the Transfer station.

Planning & Zoning: Karen Barkdull reported on the Planning and Zoning open projects. There are currently five open projects; 3406 West Lake Road there is a site plan for renovations, 1620 New Seneca Turnpike an amended plot plan for a septic encroachment, Anyela's Vineyard a site plan for decks, patio and restrooms, 2072 West Lake Road a solar array and 1773 Tamarack Trail an in-ground pool. Ms. Barkdull reported on the existing projects; Hidden Estates- the Final Environmental Impact Statement had been filed and a copy is available on the Town's website,

Chris Graham – Application pending for re-design of multi-family residences for the RR district. Meunier – The application for the 8 condo units in the “Block” building on Jordan Road, is pending with the Planning Board. ZBA approved the variances at their March 3, 2020 meeting. Victory Sports – The application is pending as the applicant is considering the potential for smaller scale development on the property. Other activities included four pre-application meetings and a new ???

Codes: Codes Officer Robert Herrmann reported the NYSBOC conference was cancelled again this year, and they are trying to fit in training online. He stated he has already completed 8 hours.

The building permits are on par with last year so far, this is a good sign for local economy. NYS DEC had guided them on tracking down flood zone buildings to get them mitigated as far as paperwork that the NFIP had been lacking. There is 1 out of 5 left to mitigate, that were built in 1994. The expired permits are at 30 at this time-4 of the original 350 are still open, a couple were extended. He is looking to finish up outdated pools before the season begins.

Codes officer Herrmann reviewed the March building permit report, stating there had been 11 permits issued with a building valuation of \$893,999 and \$7,326.16 in permit fees collected.

Supervisor Aaron thanked officer Herrmann for all their work during the past year and this busy spring building season.

Supervisor Aaron stated they had received the ISO report. She stated this report is what is used to determine homeowners fire insurance ratings. Mr. Herrmann stated this report determines the fire department, water and codes readiness for a fire emergency and Skaneateles’s rating is very good..

Parks: Parks Manager Sue Murphy reported she, and Councilor Alexander were working with Chase Design for a new “Branding” for the Town’s Parks as well as a logo for all the Town Departments and signage. They are also getting close to launching the new software program and calendar on the website. She had met with the Skaneateles Lake Association to review the plan for the boat inspections at the boat launches. They are preparing the fields for the start of baseball next week. The Sims Building restrooms are scheduled to be opened this week. Farmers Market and Playday registrations are going well, and she had been interviewing for Playday councilors and lifeguards.

Councilor Alexander reported they are excited about the new software program for the calendar. This new program will allow users to register for all the different fields and areas in the Park. There had been a lot of different requests and this will make it easier for the staff and the residents.

Staff Engineer: Staff Engineer, Miranda Robinson reported on the Transfer Station Solar Project. True Green Capitol will be scheduling a meeting this month with a presentation on how to sign up. Engineer Robinson reported delivery of equipment for the Solar Project officially began on March 29th. Construction is underway and residents can expect to see the first solar panels installed in May. It will be an active Spring/Summer of construction with system commissioning/testing in the Fall. They are dedicated to keeping a safe working environment and will continue to be mindful of the residents visiting the transfer station. Please remember that it is an active construction site

(weekdays 7:00am – 6:00pm) and to keep a safe distance from any activity when visiting the transfer station. Residential and small commercial National Grid customers will be able to subscribe to the project to receive 10% discounts on the energy credits applied to their National Grid bills. Signups will begin later this month with launch of Skaneateles transfer station community solar project website.

Dog Control: Supervisor Aaron reviewed the March Dog Control report. The report had 28 calls, 10 related to one dangerous dog in the Village.

Budget: Bookkeeper to the Supervisor Keri Fey reported they are finalizing g the bids for trucks in the Highway and parks Departments, other than that business as usual. Supervisor Aaron stated Budget Officer Winkelman is very pleased with Keri Fey’s training and she is doing a great job.

Minutes of March 15, 2021: On a motion of Councilor Alexander, seconded by Councilor Tucker, and with a (5-0) affirmation of the Town Board the minutes of March 15, 2021 were accepted as presented.

Mill Road parking: Supervisor Aaron reported a letter of complaint was received regarding the parking along Mill Road. The parking problems started when the new Skaneateles Brewery opened. Parking on both sides of the road create a safety concern. A letter has been sent to the owner of the property, John Menapace and she had spoken to Dorothy Krause, owner, and operator of the Skaneateles Brewery. The site plan approved by the Planning Board has a parking plan that has not been completed by the property owner and this needs to be done. There is an opportunity since it is a Town road the Board could consider “no parking” or a “tow away zone”. This has been happening since last year. The Town is happy this new business is successful, but this is a safety concern,

Highway Superintendent Wellington stated he would reach out to New State Department of Transportation and ask if it would be possible to do a traffic study. There are hazards at both ends of the road so it would be difficult to decide which side a no parking zone would be safe.

Councilor Alexander agreed something needs to be done and it should be done quickly since it is a safety hazard.

Councilor Legg stated it is wonderful these businesses are successful, but the parking is an issue that should be addressed sooner than later.

Councilor Tucker agreed and parking has always been a problem there.

Supervisor Aaron asked Attorney Smith if the Town could require restrictions on the parking at this location. Attorney Smith stated there are options: no parking and tickets would be issued or a “tow away zone” with the option to contract with a towing service.

Supervisor Aaron stated the Board should look at this location and they would discuss again at the next meeting. She asked Highway Superintendent Wellington to reach out to the NYS DOT

regarding a traffic study and report back to the Board and Codes Officer Herrmann to review the requirements of the site plan review with the property owner.

7:00 p.m. Public Hearing Local Law 2021-B “A Local Law Amending the Town Code of the Town of Skaneateles for Revisions §148-10 Appeals and Variances.” : Supervisor Aaron stated the public hearing regarding Local Law 201 – B “A Local Law Amending the Town Code of the Town of Skaneateles for Revisions §148-10 Appeals and Variances” had been posted and published, the Local Law had been referred to the Town Planning and Zoning Boards and Onondaga County Planning. Onondaga County Planning Board responded, “The Onondaga County Planning Board has determined that said referral will have no significant adverse inter-community or county wide implications and may consequently be acted on solely by the referring Board” . The Zoning and Planning Boards also recommended adoption of the proposed Local law 2021-B.

Attorney Smith stated this local law is regarding the Town of Skaneateles Zoning Code chapter 148 section 10-10. This amendment to section 10-10 is regarding area variances. The Zoning Board of Appeals can grant an applicant an area variance from the Zoning Code in regard to dimensional requirements. This only applies to area variances. In the early 1990’s every Town had a different criterion for granting area variances and the State standardize the criteria.

All towns in the State of New York are required to use the same five criteria when determining granting an applicant an area variance. Those criteria were set forth in the Town Zoning Law in the early 1990’s. The problem is there was some additional verbiage added. This was brought to our attention by an applicant who sued the Town for opposing their application for an area variance. After discussions with the Town Board and the Planning and Zoning Attorney they made the decision it was not worth defending these changes. Attorney Smith stated it is his recommendation to make this adjustment to section 10-10 of the Town Zoning Code regarding area variances. This will conform with State Law. This additional verbiage which was added to the state required 5 criteria regarding area variances was not upheld in court.

Supervisor Aaron opened the public hearing and asked if anyone would like to make a comment in favor or against this Proposed local law 2021-B “A Local Law Amending the Town Code of the Town of Skaneateles for Revisions §148-10 Appeals and Variances.”

Dessa Bergan asked the Board what will happen when this is changed. When the Zoning was created, she thought they could be more restrictive than the State not less restrictive. What part of this is difficult for the Town.

Attorney Smith stated with regards to area variances the State law provides what 5 factors should be considered what was added to the Town’s law were some statements such as: “and shall not grant area variances which may result in pollution of the lake” this is additional verbiage which is not permissible under State law. There are instances that in general you could make zoning more restrictive, but this is very specific by the State of New York. All things that they are removing are all things that can still be considered since they are regarding environmental impacts. One of the State criteria’s is “whether the area variance would have an adverse effect or impact on the physical environmental conditions in the neighborhood or district.” He stated in his opinion all the

things the Zoning Board in the past could consider regarding impacts on the environment and protecting the lake is still something that can and should still be considered.

Councilor McCormack stated the Town had lost in a lawsuit and these items were not defensible. Attorney Smith stated there were many factors in this lawsuit and this one only one. This was not defensible to the judge and the wording of this law needed to be amended to follow the State requirements. This law will be better defended in the further with this amendment.

Bill Mahood asked about the litigation. Where the approvals given or not given to the applicant that filled suit with the Town going to be changed because of this amendment to the Zoning Law?

Attorney Smith stated this change is not directly related to this lawsuit. The Zoning Board considered an application for multiple variances. The Zoning Board denied the variances. The Zoning Board had previously granted variance for a similar application on the same property. They challenged the denial and made many arguments and one of the arguments was that our Zoning Law did not comply with the State Law. That particular argument they were right about, and we had to concede that point. We made arguments that even though our law did not comply with State law we were still right in denying the variance. The Judge did not agree, and the variance should have been granted because a similar variance had been approved before.

Mr. Mahood asked if the application was back in front of the Zoning Board of Appeals. Karen Barkdull stated the Zoning Board of Appeals had heard the application in March and it was approved. Mr. Mahood asked if these variances would negatively impact the environmental condition of the lake. Attorney Smith stated they are not in a position to characterize that. Mr. Mahood stated his concern that this would create loopholes in the future. He is also concerned about the lake and environmental impacts.

Attorney Smith stated in his opinion it will put the Town in a better position to protect the lake. The Zoning Board can still consider environmental impacts and they can deem what the most important factor is. If the granting an area variance is deemed harmful to the lake, they can site the 4th criteria regarding environmental concerns and the additional specific language regarding the Town of Skaneateles is removed the Town has an argument that is upheld by New York State Law. The additional language is not allowed by State Law and should not be in our zoning.

On a motion of Councilor Legg, seconded by Councilor Alexander and with unanimous (5-0) affirmation of the Town Board, the public hearing was closed.

Councilor Legg stated every comment and concern that was made tonight is clearly addressed in the language that remains.

Attorney Smith reviewed the New York State five criteria mandated by New York State.

Councilor Alexander and Councilor Tucker stated, both the Planning and Zoning Board are in agreement with this change.

Supervisor Aaron thanked the Board and the audience for their comments and concerns. She stated she is in favor of this change to make us in compliance with New York State Law and will give the Zoning Board more authority to make these decisions to protect our environment, lake, and our neighborhoods and close the loophole that could continue being challenged.

On a motion of Councilor Tucker, seconded by Councilor Alexander Local Law 2021-B “A Local Law Amending the Town Code of the Town of Skaneateles for Revisions §148-10 Appeals and Variances.” was approved as presented.

Councilor Legg	Yes
Councilor Alexander	Yes
Councilor Tucker	Yes
Councilor McCormack	Yes
Supervisor Aaron	Yes

Carried 5-0

Austin Pavilion Feasibility Study Proposal – King & King Architects: Supervisor Aaron stated we are moving forward with renovations at Austin Pavilion in order to move the Parks equipment from Fennell Street to Austin Park. We have been working for some time with Chad Rogers, Bill Murphy, and Tim Johnson who were originally involved years back when the Board was considering a new Town Hall on Fennell Street.

Our current Committee consisting of Courtney as liaison, Sue, Bridgett, Keri, and Miranda have been meeting with Chad, Bill, and Tim to develop the vision on Phase I of the project. Phase I will incorporate changes to the front portion of the Pavilion with Phase II, the arena.

The Pavilion was built more than 50 years ago and now that the Town has ownership it is time to look at the needed updates. Previously the Village owned the Parks and the Town managed and ran the programs. The Sims building in the park was replaced and now it is time to look at the Austin Pavilion. The Austin Pavilion is used by many groups in the community. The Building needed to be updated to code, consolidate the Parks Department to one location and design the building for more year-round uses.

Chad Rogers of King and King Architects reviewed the proposed Austin Pavilion Feasibility Study for future upgrades to the Austin Pavilion. Mr. Rogers reviewed the scope of work. He stated they would be looking at the following: analysis of the building, review the cost issues to rehab the current structure, building and zoning review, space designing and what can this structure be utilized for. There will be community stake holder and informational meetings to get input. They will create concept designs and come up with an approach for a design concept and what it would cost.

Supervisor Aaron stated Chad, Bill and Tim are all local residents and have a personal interest in rehabilitating this building and creating a better location for our parks Department. Having public informational sessions will be important to get input from the community and the groups that use the Pavilion.

Councilor Alexander stated she is excited to work with this group and looking forward to getting input from the community. Parks manager Sue Murphy agreed.

Councilor McCormack asked if they are considering tearing down the old structure. Chad Rogers stated nothing is out of the question. They will be doing a building assessment and report to the Board. Tim Johnson stated they will look at a range of designs that are cost effective.

Councilor Legg stated he is excited to see their phased approach to this project.

On a motion of Councilor Alexander, seconded by Councilor Legg and with unanimous (5-0) affirmation of the Town Board, the contract with King and King Architects for the Austin Pavilion Feasibility Study at a cost not to exceed \$23,300 for Phase one was authorized as presented.

Talcott Water Meters: Supervisor Aaron reviewed the formation of the Talcott Water District. The Talcott Water District is different than any other district in the Town. Talcott was a district that had not been formalized as a water district. They have been receiving water from the Village but never with any formal Town water district or agreement. The properties receiving water are in the Town not the Village. The Town and the Village have wanted this district to be formalized. Residents of this district had petitioned the Town to create the district. They would complete the project, build it to Town specifications and then turn over the district to the Town. This has been a long process. Unfortunately, this district was approved the day before the shut down due to COVID and some things were not completed.

Supervisor Aaron stated the district started construction and now there are two issues the Board needs to discuss. One issue is the water meters and water pits for each property. There are at least 30 meters that will need to be purchased.

Supervisor Aaron stated she had discussed the meters with Highway Superintendent Wellington, and he is in agreement with her to allow the properties in the Talcott water District be able to purchase the meters at the Town's cost. This is because they will be using a company approved by the Town to install the meters and Town work force would be inspecting the meters and installing the radio readers.

Engineer Robinson stated she is in favor of the Town purchasing the meters not the property owners purchasing them even at the Town's cost, which was discussed last year when the district was approved. Supervisor Aaron said this was discussed last year but not voted on at that time. If the Town purchased the meters those meters would be paid for by all the water customers and they should be paid for only by the Talcott District.

The second part is the master meter that would be installed at the Village connection, The Town has a master meter that is no longer needed that could be used. This meter would need to be declared surplus in order to be used for the Talcott Water district. This meter would be provided to the Village at no cost. If the Village were to purchase their own meter it would be charged to the district. Supervisor Aaron

stated she is in favor of declaring this master meter surplus and giving it to the Village to install at the Talcott Water District. The Town did not have to bond for this project, so the Town has saved more than the cost of the master meter.

Supervisor Aaron stated she is in favor of allowing the Talcott Water District members to purchase their water meters from the Town at the Town's cost and declaring the meter the Town has surplus and using it as the master meter for the Village.

Attorney Smith stated the meters being provided to the Talcott Water district should only be paid for by the district it would not be permissible to have other water customers pay for these meters. In regard to the master meter. There is a constitutional bar that does not allow public entities to gift to private entities. This does not apply in this case since it would a transfer to another municipality.

Attorney Smith stated he had no legal objects to either of these decisions.

Councilor Legg asked once the master meter is installed who would be responsible. Attorney Smith and Engineer Robinson stated it would be the Village's responsibility.

On a motion of Councilor Legg, seconded by Councilor Alexander and with unanimous (5-0) affirmation of the Town Board, the Town authorized the sale of water meter/meffter pits to the Talcott Water District at the Town's cost with the installation of the water meters done by Eric Brillo and inspected by the Town of Skaneateles Water Department.

On a motion of Councilor Legg, seconded by Councilor Alexander and with unanimous (5-0) affirmation of the Town Board, the Town declared the 6-inch master meter owned by the Town of Skaneateles as surplus, and authorize it's use as the master meter to the Village of Skaneateles for the Talcott Water District connection to the Village.

Schedule Public Hearing April 19, 2021 – Shepard Settlement Fire Protection District: Supervisor Aaron stated this contract was not completed last year and needed to be updated. The Marcellus Fire Department had serviced Sheppard Settlement for the past 55 years. The contract was not completed for 2020 but they were paid based on the previous contracts. This needed to be documented for 2021 in the amount of \$12,900.

On a motion of Councilor Alexander, seconded by Councilor Tucker and with unanimous (5-0) affirmation of the Town Board, a Public Hearing was scheduled of April 19, 2021 at 7:00 p.m. for the Sheppard Settlement 2021 Fire Protection District contract with Marcellus Fire Department.

Resignation – Joseph Southern Planning Board Chair: Supervisor Aaron announced to the Board Planning Board Member Joe Southern had submitted his letter of resignation from the Town of Skaneateles Planning Board. She reviewed the following accomplishments during his 20 years of service:

JOSEPH SOUTHERN
TOWN PLANNING BOARD MEMBER
2001-2021

Member for 20 years Chair for 4 years

Joe grew up in Skaneateles and was a teacher with the Skaneateles Central School District for many years.

2001 Appointed as Member of a 7-member Planning Board. Worked with 9 different Boards.

2008 Planning Board became a 5-member Board.

2017 Appointed Chairman of the Planning Board

Major Projects and discussion during his time:

Butters Farm Subdivision (land placed in conservation)

The Enclave Subdivision (land placed in conservation)

County Line Road Subdivision (smaller lots and dwellings)

Old Seneca Heights housing complex (variety of housing options)

Lauder Lane condominiums (condominiums)

Mirbeau

Rosalie's

Victory Sports Complex

Revisioning of Birds Nest to Skaneateles Springs

Wood bridge Hotel

Adoption of 2005 Zoning Code

Adoption of 2020 Zoning Code

Comprehensive Plan 2005

Comprehensive Plan 2020

Also was appointed to Serve on the Following Committees

2006 PB Representative Affordable Housing Committee

2006 PB Representative Mining Boundary Committee

2008 Representative on the Open Space Committee

Supervisor Aaron stated he would be greatly missed on the Planning Board. They Board would need to agree to advertise for the position and schedule interviews.

Councilor Tucker thanked Joe for his dedication to the Town. He was on the Planning Board with him, and he will be missed.

On a motion of Councilor Tucker, seconded by Councilor Legg and with unanimous (5-0) affirmation of the Town Board, the resignation of Planning Board Member and Chair, Joseph Southern was accept and the Board authorized the Town Clerk to advertise for his replacement on the Planning Board.

Resignation – Tom Coyne Parks Laborer: Supervisor Aaron announce Parks Employee, Tom Coyne had submitted his letter of resignation. Mr. Coyne had worked for the Parks Department for about one year. He worked at the Parks and the Transfer Station as gate attendant. Mr. Coyne will be missed.

On a motion of Councilor Alexander, seconded by Councilor McCormack and with unanimous (5-0) affirmation of the Town Board, the resignation of Thomas Coyne, parks Laborer was accepted as presented.

Request for Proposals –“Maintenance Services for Trees in Public Right-of-ways and on Town Owned Properties”: Councilor Alexander announced there are trees that need to be removed at the Conservation areas. The trees that need to be removed are ash trees, because of the Emerald Ash Borer and others for safety concerns.

Councilor Alexander stated the Conservation Committee had walked the trails and tagged the trees that will be remove. She explained the trees will not be removed they will be dropped and left on site. These trees will be dropped at the Conservation Area and the Charlie Major Nature Trail. They would like to have a bid opening April 23, 2021 at 2:00pm.

Councilor Alexander stated they will be also planting new saplings to replace the trees that are cut down. They are trying to schedule a Community Planning Day to plant the saplings at the Conservation Areas.

On a motion of Councilor McCormack, seconded by Councilor Alexander and with unanimous (5-0) affirmation of the Town Board, the Board authorized a bid opening scheduled for April 23, 2021 at 2:00 p.m. for the maintenance services for trees in the public right of way and for trees on Town owned properties.

Councilor Alexander stated they will also be planting new trees to replace the trees that are cut down. They are scheduling a Community Planting Weekend, May 1st and 2nd to plant the trees at the Conservation Areas.

Town Texting Notification Program: Supervisor Aaron stated Town Clerk Julie Stenger and Parks Manager Sue Murphy had been working on more ways to get information to our residents. They have looked at a text notification program.

Town Clerk Stenger stated her, and Sue Murphy had looked at some new ways to get information and notifications out to residents. They reviewed a couple of programs to allow sending out notifications by text messages. These services would allow for messages to go to people who sign up. Anyone can register, and you can register for all notifications or for only the departments you would like notifications from. For example, you could sign up for Parks and receive notifications about the Farmers Market or Clift Park swimming, you could register for the Transfer Station and get notifications about closings and the Swap Shop or the Highway Department could put out road notifications.

After looking at a few options and pricing, Town Clerk Stenger stated they would like to recommend offering this service with a local company based in Syracuse. The company is called Mozeo, and they were recommended by the Town’s website design company, Syracuse Design. After looking at the pricing for the different programs Mozeo seems to be the best as well.

Town Clerk Stenger stated the plan they are offering is a seasonal plan, we could start with the Starter Plan @ \$278.40 for the year. This would load us up with 6,000 credits to use for an entire year. If we run out, we can always top-up with rollover credits. This will give us a chance to take our time and see how people take to it and how well it performs.

On a motion of Councilor Alexander, seconded by Councilor McCormack and with unanimous (5-0) affirmation of the Town Board, the Board authorized contracting with Mozeo, Inc for a Text Notification Program at a yearly cost not to exceed \$278.40 per year.

Announcements/Correspondence/Updates

▪ *Shredding events scheduled at the Transfer Station – April 17th and September 18th* : Supervisor Aaron reported two paper shredding days have been scheduled for the Transfer Station, April 17th and September 18th .

▪ *Swap Shop Opening April 24, 2021 9:00 a.m. -2:00 p.m.* : Supervisor Aaron reported the Swap Shop at the Transfer Station will start on April 24, 2021 and will run on Saturdays through the Summer, weather depending.

▪ *Letters regarding 75 Fennell Street:* Supervisor Aaron letters and comments regarding the Library’s request to purchase the Town property at 75 Fennell Street have been received. She stated there were 5 letters received in favor the Town sale of the property to the Library for a new location, and 1 letter against.

▪ *Letter – Jerry and Pat Carroll:* Supervisor Aaron announced a letter was received from the Carroll’s regarding the new Marijuana Legislation and would like the Town to consider opting out. Supervisor Aaron stated the Association of towns had a meeting today and the Town can optout of allowing dispensaries by December 31, 2021 if they chose. Supervisor Aaron stated she would like to get input form the community before making the decision to opt in or out.

Councilor Alexander asked if the opt in and out was only for retail and would it regulate CBD. Supervisor Aaron stated yes, and it would regulate CBD. Right now, there is no regulations regarding CBD in New York State.

Public Comment: Chris Buff commented on the Adult Use Marijuana Law. She emphasized the importance of medical marijuana and was happy they were putting it out to the public. But she asked the Board to keep in mind the importance of medical marijuana and how difficult it is to get right now. Please make people aware of the pros, there is amazing benefits to medical marijuana.

Chris Kelly asked about the Talcott Water District. There are 8 more properties to the south that would like to join the district. What would the Board suggest for the next steps to add these neighbors to the district?

Supervisor Aaron stated the construction had started so they would have to submit a request for the additional properties, with a formal map and report, then the Town would forward the request to the Village for their approval. That would take time and it may not fit into the current construction schedule. Therefore, it may require a request for an extension to the Talcott Water District.

Attorney Smith said this was correct. This process takes time, but it could be done.

Chris Kelly thanked the Board for the recommendations.

David Belinski, Talcott Water District asked if there is any way for a different path. He stated they had paid for the updated line and solved an existing problem for the Town and the Village. Is there anyway of getting any leeway? Supervisor Aaron stated there is a legal process that has to be followed.

Attorney Smith stated they can add 8 more houses. They would have to make the request, draw up the map plan and report. This should not be difficult since the report had been done for the original district.

Mr. Belinski asked if there was any leeway since they are paying for the district. Supervisor Aaron stated any water customer would pay for their district. This is no different with Talcott.

Attorney Smith said once you decide you will need to provide the Town with the needed documents.

Mr. Belinski asked if they were to submit the plan and request to the Town Board while the project is in process are you saying it is too late?

Supervisor Aaron stated she spoke to Mr. Belinski two months ago and explained what they would need to do. If they get the information to the Town Board the Board will do their best for them but it will also have to be approved by the Village.

Mr. Belinski stated they are working on the needed documents and would get it to the Board. Attorney Smith stated anyone at any time in the Town can petition the Board, it does not matter if construction has started or not.

Mr. Belinski stated this is a way to lower their costs with the additional properties. Since they are paying cash for the district, they would like to lower their cost. Supervisor Aaron said if we bonded it would be the same. The property owners would still pay. The Town is not involved with how the financing of this district has been decided.

Lynn Palmer asked if the issue is already under construction can they ask the contractor to wait. Supervisor Aaron said that is up to the people in the current approved district. Ms. Palmer stated this is a significant amount of money. Supervisor Aaron stated the Town understands but until we receive the required documents we won't be able to know how quickly it can be decided.

Budget Amendments: No Budget Amendments.

Abstract #21-07: On a motion of Councilor McCormack, seconded by Councilor Tucker and with unanimous (5-0) affirmation of the Town Board vouchers #21-018 - #21-0224 were authorized from the following funds:

General Fund:	\$ 20,635.61	Highway:	\$ 1,266.71
Water:	\$ 1,248.00	Part Town:	\$ 8,155.82
Highway PT:	\$ 535.54	Skan. Fire Dist.	\$247,463.61

T&A: \$106,400.00

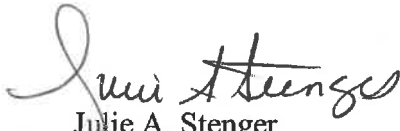
TOTAL: \$385,705.29

Executive Session: On a motion of Councilor Alexander, seconded by Councilor Legg and with unanimous (5-0) affirmation of the Town Board the meeting was adjourned to Executive Session at 8:55 p.m. for Attorney advice and litigation.

On a motion of Councilor Tucker, seconded by Councilor McCormack the meeting was returned to open session at 10:17 p.m.

On a motion of Councilor Alexander, seconded by Councilor Legg and with unanimous (5-0) affirmation of the Town Board the meeting was adjourned at 10:17 p.m.

Respectfully Submitted,


Julie A. Stenger
Town Clerk

**TOWN OF SKANEATELES
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a public hearing shall be held by the Town Board of the Town of Skaneateles at 7:00 p.m. on April 5, 2021 regarding Proposed Local Law 2021-B “A Local Law Amending Chapter 148 of the Code of the Town of Skaneateles, Amendments to Area Variance Standards” (the “Proposed Local Law”).

A copy of the local law and related materials is available for review at the Town Clerk’s Office of the Town of Skaneateles, 24 Jordan Street, Skaneateles, New York or at <https://www.townofskaneateles.com/assets/Uploads/edits-to-zoning-code2.pdf-Redline.pdf>

An opportunity to be heard in regard to such local law will be given at the hearing to those favoring or opposing the same, as well as any comments on the environmental significance of such local law. Communication in writing in relation thereto may be filed with the Town Board or at such hearing.

Said Hearing will be held on **Monday, April 5, 2021 at 7:00 pm** via Zoom at <https://us02web.zoom.us/j/87904489643>, Meeting ID: 879 0448 9643, Passcode: 462925. At that time, or for a period of time thereafter, all persons will be heard or have an opportunity to provide written comment on this Proposed Local Law.

Dated: Skaneateles, New York
March 11, 2021

Julie A. Stenger, Town Clerk
Town of Skaneateles

**RESOLUTION
OF THE TOWN BOARD
OF THE TOWN OF SKANEATELES**

Amendments to Area Variance Standards

WHEREAS, Pursuant to Municipal Home Rule Law Section 20(4), Board Member Councilor McCormack has introduced for consideration Local Law No. B of 2021 entitled “A Local Law Amending Chapter 148 of the Code of the Town of Skaneateles.” (the “Proposed Local Law”).

WHEREAS, the purpose of the Proposed Local Law is to amend Chapter 148 of the Code of the Town of Skaneateles, more commonly known as the Zoning Law of the Town of Skaneateles (the “Zoning Law”).

WHEREAS, the Town Board desires to comply with the requirements of SEQRA and its implementing regulations set forth at 6 NYCRR Part 617, and Section 239 of the General Municipal Law, with respect to these proposed amendments to the Zoning Law.

NOW, THEREFORE, BE IT RESOLVED that the Town Board will hold a public hearing on April 5, 2021 at 7:00 p.m. to hear all persons interested in the above-referenced Local Law and to consider the adoption of the Proposed Local Law;

BE IT FURTHER RESOLVED that the Town Board hereby declares its status and role as lead agency for purposes of a coordinated review under SEQRA of the Local Law. The Town Board hereby preliminarily classifies the Local Law as a Type 1 Action under SEQRA, and the Town Board hereby directs the Town Clerk to send Part 1 of the EAF and the proposed Local Law to interested agencies to request their comments thereon;

BE IT FURTHER RESOLVED that the Town Clerk shall refer the Local Law to Onondaga County Planning for its review pursuant to General Municipal Law Section 239;

BE IT FURTHER RESOLVED that the Town Clerk shall refer the Local Law to the Town of Skaneateles Planning Board and Zoning Board of Appeals for their review and report (the Planning Board must provide its report no later than thirty (30) days following this referral) pursuant to Section 148-46(B) of the Zoning Law; and

BE IT FURTHER RESOLVED that the Town Clerk shall cause notice of such public hearings to be published in the official Town newspaper in accordance with Town Law Section 264 and all legal requirements, no later than ten (10) days in advance of the public hearing.

The adoption of the foregoing Resolution was moved by Councilor Tucker, seconded by Councilor McCormack, and duly put to vote, which resulted as follows:

Janet Aaron	Voting	Aye
Courtney Alexander	Voting	Aye
Chris Legg	Voting	Aye

Kevin McCormack
Mark Tucker

Voting
Voting

Aye
Aye

The resolution was thereupon declared duly adopted.


Dated: February 17, 2021

CERTIFICATION

I hereby certify that at a meeting of the Town Board of the Town of Skaneateles, Skaneateles, New York on February 17, 2021 the adoption of the foregoing Resolution was moved Councilor McCormack, seconded by Councilor Legg, and duly put to vote, which resulted as follows:

Supervisor Aaron	Yes
Councilor McCormack	Yes
Councilor Legg	Yes
Councilor Alexander	Yes
Councilor Legg	Yes

Carried 5-0



Julie A. Stenger
Skaneateles Town Clerk

Town of Skaneateles
Local Law B of the Year 2021
A Local Law Amending
Chapter 148 of the Code of the Town of Skaneateles

Section 1. Authority

This local law is enacted pursuant to the provisions of the New York Town Law and the New York Municipal Home Rule Law.

Section 2. Proposed Amendments to Code

§ 148-10-10. Appeals and Variances

...

E. Area variances.

1. The Zoning Board of Appeals shall have the power, upon an appeal from a decision or determination of the Codes Enforcement Officer, to grant area variances from the area or dimensional requirements.
2. In making its determination, the Zoning Board of Appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community of such grant. The Zoning Board of Appeals shall take account of the fact that Skaneateles Lake is a public water supply. In making its determination, the Board shall also consider:
 - a. Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance.
 - b. Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than an area variance.
 - c. Whether the requested area variance is substantial.

- d. Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district.
 - e. Whether the alleged difficulty was self-created, which shall be relevant to the decision of the Board but which shall not necessarily preclude the granting of the area variance.
3. The Zoning Board of Appeals, in the granting of area variances, shall grant the minimum variance that it deems necessary and adequate, while preserving and protecting the character of the neighborhood and the health, safety and welfare of the community.

Section 3. Effective Date

This Local Law shall take effect when filed with the Secretary of State.